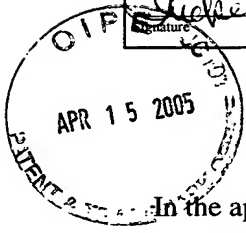


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Certificate of Correction Branch, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on April 11, 2005.

Name: Joe Sweeney  
Signature: [Signature]



P&G Case 8276

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of :  
MANSKE, JR., ET AL. : Confirmation No. 1391  
Serial No. 10/089,350 : U.S. Patent No. 6,811,338 B1  
Filed March 27, 2002 : Issued Nov. 2, 2004  
For DISPOSABLE SEMI-ENCLOSED APPLICATOR FOR DISTRIBUTING A SUBSTANCE  
ONTO A TARGET SURFACE

REQUEST FOR CERTIFICATE OF CORRECTION  
UNDER 37 C.F.R. 1.322

Certificate of Correction Branch  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

It is requested that the attached Certificate of Correction be issued under 37 CFR 1.322 for the above-identified patent. The mistake is apparently due to Patent Office printing errors.

Under **Related U.S. Application Data** on the front page please correct as follows:

(63) Continuation-in-part of application No. ~~09/415,866, filed on Oct. 8, 1999, now Pat. No. 6,508,602~~ 09/451,536, filed on Dec. 1, 1999, now Pat. No. 6,508,602, which is a continuation in part of application No. 09,415,866, filed on Oct. 8, 1999 (now abandoned).

The above correction was detailed in Applicants' Amendment entered into the record on June 4, 2004. Correction of this mistake is believed necessary to avoid ambiguity with respect to the patentees' disclosure and claims.

Respectfully submitted,

MANSKE, ET AL.

[Signature]

David K. Mattheis  
Attorney for Applicants  
Registration No. 48,683  
(513) 634-9397

April 8, 2005  
Customer No. 27752

**UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION**

PATENT NO. : 6,811,338 B1

DATED : November 2, 2004

INVENTOR(S) : Manske, et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Section (63) on the front page should read as follows:

(63) Continuation-in-part of application No. 09/451,536, filed on Dec. 1, 1999, now Pat. No. 6,508,602, which is a continuation-in-part of application No. 09,415,866, filed on Oct. 8, 1999 (now abandoned).

MAILING ADDRESS OF SENDER:

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Appl. No. 10/089,350  
Atty. Docket No. 8276  
Amdt. Dated June 4, 2004  
Reply to Office Action of April 1, 2004  
Customer No. 27752



COPY

**Certification of Facsimile Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner of Patents in the U.S. Patent and Trademark Office on June 4, 2004.

Ineke Sweeney

Name

Ineke Sweeney

Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.:	: 10/089,350
Applicants	: Manske, et al.
Filed	: March 27, 2002
Title	: DISPOSABLE SEMI-ENCLOSED
	: APPLICATOR FOR DISTRIBUTING A
	: SUBSTANCE ONTO A TARGET SURFACE
TC/A.U.	: 3751
Examiner	: K. J. Prunner
Conf. No.	: 1391
Docket No.	: 8276
Customer No.	: 27752

**REPLY TO 2<sup>ND</sup> OFFICE ACTION UNDER 37 CFR §1.112**

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY REMARKS**

In response to the Office Action of April 1, 2004, please amend the above-identified application as follows and consider the following remarks and reconsider the application.

Please amend the above-identified application as follows:

Appl. No. 10/089,350  
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Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims begin on page 4 of this paper.

Remarks begin on page 7 of this paper.

Appl. No. 10/089,350  
Atty. Docket No. 8276  
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#### AMENDMENTS TO THE SPECIFICATION

Please replace the paragraph beginning on page 1, line 5, with the following amended paragraph:

#### PRIOR APPLICATIONS

This application is a national stage application under 35 U.S.C. §371 and claims the benefit under 35 U.S.C. §365(c) of PCT Application No. ~~PCT/US00/027977~~ filed on October 10, 2000, and published in English, which claims the benefit of U.S. Application Serial No. 09/415,536, ~~09/415,536~~ filed December 1, 1999 (~~now abandoned~~) (now U.S. Patent No. 6,508,602 issued January 21, 2003), which is a continuation-in-part of U.S. Application Serial No. 09/415,866 filed October 8, 1999 (~~now U.S. Patent No. 6,508,602 issued January 21, 2003~~) (now abandoned); and which claims the benefit of U.S. Provisional Application Serial No. 60/209,062 filed on June 2, 2000; and of U.S. Provisional Application Serial No. 60/217,172 filed July 10, 2000.

## AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the Application:

### Listing of Claims:

1. (Currently Amended) A disposable, semi-enclosed applicator for distributing a substance onto a target surface comprising a first side, a second side, and an internal cavity between said first and second sides, said applicator further having at least one opening such that said internal cavity is externally accessible, wherein:
  - a. said first side comprises a porous sheet containing at least 50%, by weight, non-absorbent material, said first side forming a plurality of rugosities;
  - b. said second side comprises an absorbent sheet containing at least 50%, by weight, of cellulosic material; and
  - c. wherein said applicator further comprises a substantially fluid-impervious barrier layer within said internal cavity adjacent said first side.
2. (Original) The applicator of Claim 1, further comprising a second substantially fluid-impervious barrier layer adjacent said second side.
3. (Original) The applicator of Claim 1, wherein said first side further includes a substantially absorbent layer located between said porous sheet and said barrier layer.
4. (Original) The applicator of Claim 1, wherein said porous sheet comprises a fibrous nonwoven.
5. (Original) The applicator of Claim 1, wherein said porous sheet comprises an apertured film.
6. (Original) The applicator of Claim 1, wherein said absorbent sheet is a paper comprised of 100% natural cellulose fibers.
7. (Original) The applicator of Claim 1, wherein said absorbent sheet is a fibrous nonwoven.

8. (Previously Presented) The applicator of Claim 1, further comprising a friction-enhancing element located at least partially within said internal cavity during use.
9. (Previously Presented) The applicator of Claim 1, further comprising a pocket located at least partially within said internal cavity.
10. (Previously Presented) A disposable, semi-enclosed applicator for distributing a substance onto a target surface comprising a first side, a second side, and an internal cavity between said first and second sides, said applicator further having at least one opening such that said internal cavity is externally accessible, wherein:
  - a. said first side comprises a porous non-absorbent sheet having a basis weight of no greater than about 100 gsm;
  - b. said second side comprises an absorbent sheet having a basis weight of no greater than about 140 gsm; and
  - c. said applicator further comprises a substantially fluid-impervious barrier layer within said internal cavity adjacent said first side;said applicator having a Ratio of Absorbency of said second side to said first side of at least about 1.5.
11. (Previously Presented) The applicator of Claim 10, wherein the Ratio of Absorbency of said second side to said first side is at least about 2.
12. (Currently Amended) The applicator of Claim ~~[[11]]~~ 10, wherein the Ratio of Absorbency of said second side to said first side is at least about 4.
13. (Previously Presented) The applicator of Claim 10, wherein said first side has a basis weight of no greater than about 75 gsm, and said second side has a basis weight of no greater than about 120 gsm.
14. (Previously Presented) The applicator of Claim 10, wherein said first side has a basis weight of no greater than about 55 gsm.
15. (Previously Presented) The applicator of Claim 14, wherein the ratio of Absorbency of said second side to said first side is at least about 4.

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16. (Original) The applicator of Claim 1, further comprising a temperature-changing element.



## REMARKS

Applicants' claim for priority beginning on page 1, line 5, has been amended to correct errors. Claim 1 has been amended to require that the first side form a plurality of rugosities. Support for the current Amendment to Claim 1 is found on page 16, lines 8-12 of the Specification, as originally filed. No new matter has been presented in amended Claim 1. Claim 12 has been amended to correct its claim dependency from Claim 11 to Claim 10. No new matter has been presented in amended Claim 12. Claims 1-16 remain pending in the instant Application and are presented for the Examiner's reconsideration in light of the above Amendments and the following comments.

### Allowed Claims

The Examiner has indicated that Claims 10, 11, and 13-15 have been allowed. Applicants thank the Examiner for this determination.

### Objections to the Specification

The Examiner has objected to Applicants' Specification for an informality. To correct this objection, Applicants have amended the paragraph beginning on page 1, line 5. Applicants respectfully request removal of the Examiner's objection to Applicants' Specification.

### Objections to the Claims

The Examiner has objected to Applicants' Claim 12 as being presented in improper dependent form. By Amendment herein, Applicants have amended Claim 12 to depend from Applicants' instant Claim 10 rather than Claim 11. Applicants respectfully request removal of the Examiner's objection to Claim 12.

### Rejections Under 35 U.S.C. §102

Turning now to the Examiner's rejections of the Claims, instant Claims 1-4 and 6-9 have been rejected under 35 U.S.C. §102(b) over Koumbas, UK Patent Application No. GB 2,134,371A. Claims 1-4 and 6-9 have been rejected under 35 U.S.C. §102(b) over Brammer, EU Patent Application No. 0,638,277A1. Applicants respectfully traverse these rejections for the following reasons:

1. Applicants' Claim 1 claims a disposable semi-enclosed applicator for distributing a substance onto a target surface comprising, *inter alia*, a first side comprising a porous sheet containing at least 50% by weight of a **non-absorbent** material and a second side comprising an absorbent sheet containing at least 50% by weight of **cellulosic** material.

2. The *Koumbas* reference discloses a glove or mitten having a liquid-absorbent exterior and a substantially liquid-proof lining. (1:5-8) The *Koumbas* reference goes on to state that the glove or mitten is intended to be disposable and such is made preferably of an absorbent cellulosic fiber. (1:20-24)

3. Thus, it can be seen that the *Koumbas* reference does not provide, and indeed does not intend to provide, a first side comprising a porous sheet containing at least 50% by weight non-absorbent material.

4. Additionally, and contrary to the Examiner's assertion, the first side is not provided with a porous sheet containing at least 50% by weight non-absorbent material. Rather, the glove or mitten may be provided with an innermost liner of absorbent or semi-absorbent material. Ostensibly, this is to absorb any perspiration from the hand of the wearer. Therefore, the *Koumbas* reference is silent with respect to providing a first side having a porous sheet containing at least 50% by weight non-absorbent material.

5. Applicants' amended Claim 1 now claims a disposable semi-enclosed applicator for distributing a substance onto a target surface, wherein the first side forms a plurality of rugosities.

6. The *Brammer* reference is silent with respect to providing a plurality of rugosities; as claimed by Applicants' amended Claim 1. In fact, there is no suggestion to provide a disposable semi-enclosed applicator, wherein the first side forms a plurality of rugosities, as now claimed by Applicants' amended Claim 1.

Due to these considerations, the *Koumbas* and *Brammer* references fail to teach each and every element of Applicants' claimed invention. Therefore, Applicants respectfully request withdrawal of the Examiner's 35 U.S.C. §102(b) rejection to Applicants' Claim 1.

Because Claims 2-9 and 16 all depend directly or indirectly from Applicants' independent Claim 1, they contain all its respective limitations. For this reason, Applicants submit that the arguments made above concerning the allowability of Claim 1 are equally applicable to the rejection of Claims 2-9 and 16 under 35 U.S.C. §102(b). Therefore, Applicants respectfully request immediate reconsideration and allowance of dependent Claims 2-9 and 16 over the Examiner's 35 U.S.C. §102(b) rejection.

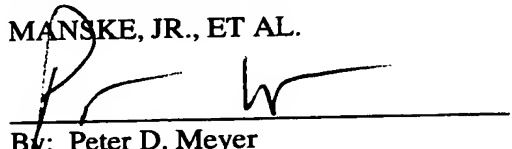
#### Conclusion

Based on all the foregoing, it is respectfully submitted that each of Applicants' remaining claims is in condition for allowance and favorable reconsideration is requested.

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This response is timely filed pursuant to the provisions of 37 C.F.R. §1.8 and M.P.E.P. §512.  
If any additional charges are due, the Examiner is authorized to deduct such charges from Deposit  
Account No. 16-2480 in the name of The Procter & Gamble Company.

Respectfully submitted,  
MANSKE, JR., ET AL.



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June 4, 2004  
Customer No. 27752